

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

In re METROPOLITAN SECURITIES
LITIGATION

No. CV-04-25-FVS

ORDER

COUNSEL for the plaintiffs and PricewaterhouseCoopers ("PwC")
having advised the Court they intend to submit a settlement agreement
for the Court's approval; Now, therefore

IT IS HEREBY ORDERED:

1. The plaintiffs' motion to dismiss Count VIII of the third
amended complaint (**Ct. Rec. 1028**) is granted.

2. The following motions are **vacated** with leave to re-file in the
event the Court does not approve the terms of the agreement between
the plaintiffs and PwC: **court record numbers 1010, 1013, 1016, 1019,
1022, 1025, 1032, 1035, 1041, 1049, 1052, and 1058.**

IT IS SO ORDERED. The District Court Executive is hereby
directed to enter this order and furnish copies to counsel.

DATED this 22nd day of February, 2010.

s/ Fred Van Sickle
Fred Van Sickle
Senior United States District Judge